

# PROOF OF PUBLICATION

Joe J.  
F4F  
M/023/023

STATE OF UTAH  
JUAB COUNTY

SS.

BEFORE THE BOARD OF OIL, GAS, AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

IN THE MATTER OF TENTATIVE  
APPROVAL OF A LARGE MINING  
NOTICE SUBMITTED BY  
H.E. DAVIS & SONS,  
JUAB COUNTY, UTAH

NOTICE OF INTENT TO ISSUE TENTATIVE APPROVAL  
Cause No. M/023/023

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF  
PRODUCTION, MINERAL AND ROYALTY OWNERS, AND  
PARTICULARLY ALL PERSONS INTERESTED IN SECTION  
19, TOWNSHIP 15 SOUTH, RANGE 1 EAST, JUAB COUNTY,  
UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its intent to issue tentative approval to H.E. Davis and Sons for a Large Mine Notice of Intent, filed to continue existing mining operations. The name of the mining operation is Henry 1 & 2 Mine. Mining activities have and will affect the following areas: SE/4, NW/4, Section 19, Township 15 South, Range 1 East; NW/4, SE/4, Section 19, Township 15 South, Range 1 East, Juab County, Utah.

H. E. Davis & Sons has submitted a Large Mine permit application (Mining and Reclamation Plan) to continue open pit mining/quarrying of gypsum. The person representing the company is Mr. H. E. Davis, President, H. E. Davis & Sons, Inc., P.O. Box 903, Salem, Utah, 84653, Phone (801) 798-7355.

H. E. Davis & Sons is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975 (Section 40-8, UCA, 1953, as amended) with specific reference to Section 40-8-18 and will employ the following mining and reclamation techniques on approximately eight acres of private and federal land.

## During Operations

H. E. Davis & Sons will mine gypsum in an open pit fashion. The excavated pit will have terraced highwalls with an appropriate slope. The gypsum will be excavated by dozing off the overburden, drilling and blasting the deposit, and loading the gypsum onto haul trucks for removal and processing at an off-site location.

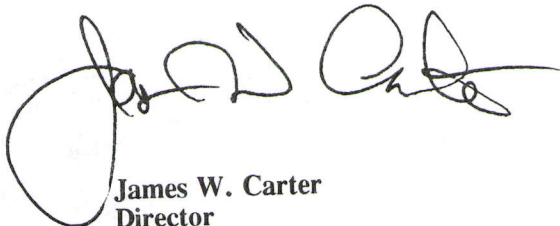
## Following Operations

H.E. Davis & Sons will regrade the pit perimeter. Roads and pads will be ripped and regraded where necessary. Regraded areas and benches of the highwall will be covered with topsoil. All mining-related equipment, structures, trash, and debris will be removed from the site. All reclaimed areas will be reseeded with an approved seed mixture.

Any person or agency aggrieved by this notice of intent to issue tentative approval is hereby requested to submit written protest within (30) days of the date of publication to the Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah 84180-1203, setting forth factual reasons for his or her complaint, and thereafter, at a time and place to be established, appear before the Board of Oil, Gas and Mining to show cause, if any, why this Notice of Intention (mine plan) should not be approved.

DATED THIS 4th day of November, 1993.

STATE OF UTAH  
DIVISION OF OIL, GAS AND MINING

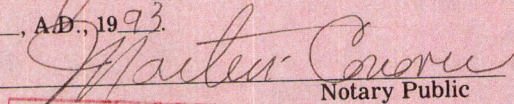
  
James W. Carter  
Director

(Published in the Eureka Reporter Nov. 12, 1993)

I, Chad Conover, being first duly sworn  
depose and say that I am the Manager and/or Bookkeeper of the Eureka  
Reporter, a newspaper of general circulation, published each week at Eureka,  
Utah, County of Juab; that the notice attached hereto, and which is a copy

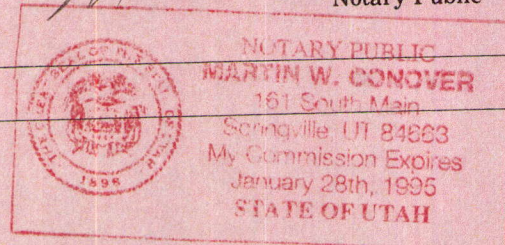
was published in said newspaper for One consecutive  
issues, the first publication having been made on the 12th day  
of November, 1993 and the last on the \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_\_\_; that said notice was published in the  
regular and entire issue of every number of the paper during the period and times  
of publication, and the same was published in the newspaper proper and not in the  
supplement.

Subscribed and sworn to before me this 12th day of  
November, A.D., 1993.

  
Notary Public

Residence \_\_\_\_\_

My Commission expires \_\_\_\_\_



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